



General Assembly

January Session, 2013

***Raised Bill No. 1040***

LCO No. 3878



Referred to Committee on TRANSPORTATION

Introduced by:  
(TRA)

***AN ACT CONCERNING COUNTERFEIT AND SUBSTANDARD  
AIRBAGS.***

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 14-106d of the general statutes is repealed and the  
2 following is substituted in lieu thereof (*Effective October 1, 2013*):

3 (a) As used in this section:

4 (1) "Air bag" means a motor vehicle inflatable occupant restraint  
5 system, including all component parts, such as sensors, controllers,  
6 inflators and wiring, that (A) operates in the event of a crash, and (B) is  
7 designed in accordance with federal motor vehicle safety standards for  
8 the specific make, model and year of the motor vehicle in which it is or  
9 will be installed.

10 (2) "Counterfeit air bag" means a motor vehicle inflatable occupant  
11 restraint system, including all component parts, such as sensors,  
12 controllers, inflators and wiring, displaying a mark identical or similar  
13 to the genuine mark of a motor vehicle manufacturer without

14 authorization from such manufacturer.

15 (3) "Substandard air bag" means a replacement motor vehicle  
16 inflatable occupant restraint system, including all component parts,  
17 such as sensors, controllers, inflators and wiring, that, as a result of its  
18 design, manufacture or condition, fails to provide the same or greater  
19 protection to occupants of the motor vehicle in which it is installed as  
20 the protection provided by the air bag originally installed in such  
21 motor vehicle.

22 [(a)] (b) No person shall manufacture, import, install, sell or offer for  
23 sale any device with the intent that such device replace an air bag in  
24 any motor vehicle if such person knows or reasonably should know  
25 that such device is a counterfeit air bag, a substandard air bag or does  
26 not meet federal safety requirements as provided in 49 CFR 571.208.

27 (c) No person shall sell or install in any vehicle any device that  
28 causes such vehicle's diagnostic system to inaccurately indicate that  
29 such vehicle is equipped with a functional air bag when a counterfeit  
30 air bag, a substandard air bag or no air bag is installed.

31 [(b)] (d) A violation of subsection [(a)] (b) or (c) of this section shall  
32 be deemed an unfair or deceptive trade practice under subsection (a)  
33 of section 42-110b. Each manufacture, importation, installation, sale or  
34 offer for sale shall constitute a separate and distinct violation.

35 [(c)] (e) Any person who violates subsection [(a)] (b) or (c) of this  
36 section shall be guilty of a class [A misdemeanor] D felony.

37 Sec. 2. Subdivision (16) of section 53a-119 of the general statutes is  
38 repealed and the following is substituted in lieu thereof (*Effective*  
39 *October 1, 2013*):

40 (16) Air bag fraud. A person is guilty of air bag fraud when such  
41 person, with intent to defraud another person, obtains property from  
42 such other person or a third person by knowingly selling, installing or

43 reinstalling any object, including any counterfeit air bag or  
44 substandard air bag, as such terms are defined in section 14-106d, as  
45 amended by this act, in lieu of an air bag that was designed in  
46 accordance with federal safety requirements as provided in 49 CFR  
47 571.208, as amended, and which is proper for the make, model and  
48 year of the vehicle, as part of the vehicle inflatable restraint system.

This act shall take effect as follows and shall amend the following sections:		
Section 1	October 1, 2013	14-106d
Sec. 2	October 1, 2013	53a-119(16)

***Statement of Purpose:***

To eliminate the use of substandard and counterfeit airbags.

*[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]*